

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92187

Hiroshi KUROSAWA

Appln. No.: 10/562,015

Group Art Unit: 1651

Confirmation No.: 2976

Examiner: Lora Elizabeth BARNHART

Filed: May 12, 2006

For: CONTAINER FOR GERM LAYER FORMATION AND METHOD OF FORMING
GERM LAYER

RESPONSE TO ELECTIONS/RESTRICTIONS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the outstanding Elections/Restrictions of May 1, 2008, Applicants elect as
below **with traverse**.

Applicants elect, with traverse 2-((meth)acryloyloxy-(ethyl-2'-
(trimethylammonio)ethylphosphate for the first monomer (monomer (M)) in claim 8, and
butyl(meth)acrylate for the second monomer (another monomer) in claim 9.

However, with respect to the Examiner's requirement to correlate the second monomer
with formula (2), perhaps some misunderstanding has come about since formula (2) has nothing
to do with the second monomer.

Claim 1 relates to a compound having a group represented by formula (1).

Claim 2 defines that the compound of claim 1 is:

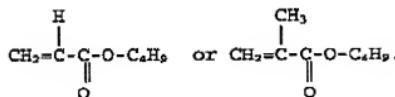
- (A) a homopolymer of monomer (M) represented by the formula (2), and/or
- (B) a copolymer of monomer (M) and another monomer (second monomer).

Claim 8 exemplifies monomer (M) represented by formula (2), and claim 9 exemplifies the another monomer (second monomer).

It should be clear that formula (1), which represents one group, shows a part of formula (2), which represents a monomer, so one cannot correlate the elected monomer with formula (1). It should also be clear that the another monomer (second monomer) is different from monomer (M) represented by formula (2), so that the another monomer (second monomer) has nothing to do with formula (2).

When 2-((meth)acryloyloxy(ethyl-2'-(trimethylammonio)ethylphosphate is elected for the first monomer (monomer (M)), the variables in formula (2) are as follows: R¹, R², and R³ are -CH₃; R⁴ is -C₂H₄-; R⁵ is H or -CH₃; and n is 2. Then the variables in formula, (1) are as follows: R¹, R², and R³ are -CH₃; and n is 2.

When butyl(meth)acrylate is elected for the second monomer (another monomer), the chemical formula is:



RESPONSE TO ELECTIONS/RESTRICTIONS
U.S. Application No.: 10/562,015

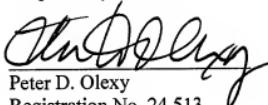
Attorney Docket No.: Q92187

Basis for Traversal

This application derives from a PCT application. Claims 8 and 9, which were added upon entry into the U.S. national phase, and subject to the species requirement, depend from claim 5. An International Search has been made with respect to Claim 5. Claims 8 and 9 have a common property as monomer (M) and another monomer, respectively. Thus, the claims should not be the subject of election.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,


Peter D. Olexy
Registration No. 24,513

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: May 29, 2008